

PORT ST. JOE, FLORIDA

OCTOBER 26, 2010

REGULAR MEETING

The Gulf County Board of County Commissioners met this date in regular session with the following members present: Chairman Carmen L. McLemore, Vice Chairman Warren J. Yeager, Jr., and Commissioners Billy E. Traylor, Bill Williams, and Nathan Peters, Jr.

Others present were: County Attorney Timothy McFarland, Clerk Rebecca L. Norris, Clerk Finance Officer Carla Hand, Deputy Clerk Kari Summers, Chief Administrator Don Butler, Assistant Administrator Michael Hammond, Deputy Administrator Lynn Lanier, Building Official Lee Collinworth, Emergency Management Director Marshall Nelson, Gulf County E.M.S. Director Houston Whitfield, Mosquito Control Director Mark Cothran, Planner David Richardson, Sheriff Joe Nugent, Sheriff's Office Major Bobby Plair, and T.D.C. Director Tim Kerigan.

Sheriff Nugent called the meeting to order at 6:00 p.m., E.T.

Clerk Norris opened the meeting with prayer, and Chairman McLemore led the Pledge of Allegiance to the Flag.

CONSENT AGENDA

Upon motion by Commissioner Williams, second by Commissioner Yeager, and unanimous vote, the Board approved the Consent Agenda, after removal of Item #5 (pages #24-27), Item #4 (pages 16-22), and Item #6 (pages #29-36), as follows:

1. Minutes – October 12, 2010 - Regular Meeting
2. Bid Advertisement – C.I.G.P. Projects (Iola Road and Old Bay City Road)
3. Budget Amendment – Sheriff's Department (\$495,470.25)
4. ****DELETE**** Contract/Engagement Letter (Audit Services \$ 70,400.00)
5. Inventory – Emergency Management (Transfer #90-244 * LaserJet Color Printer to Building Department * Junk #90-212 * on-road vehicle trailer)

****DELETE****- Public Works (Junk #25-188, #25-119, #25-125, #25-141, #25-169, #25-174, #25-171, #25-128, #25-185, #28-1, #70-617, #70-676, #70-503, #70-541, #70-632, #70-451, #70-571, #70-572, #70-678, #70-487, #70-299, #70-315, #70-316, #70-726, #72-8, #72-9, #75-100, #75-101, #75-105, #75-108, #75-140, #75-57, #75-85, #100-476, #100-475, #100-491, #100-506, #100-552 * Missing * #70-66, #70-689, #70-701, #70-755, #70-756, #70-638, #70-403, #70-404, #70-694, #75-109, #75-116, #75-134, #75-139, #75-148, #75-153, #75-167, #75-171, #75-174, #75-149, #100-536 * Surplus * #72-12, #72-1 * Sold with Road Department to the City of Wewahitchka * #100-562, #100-574, #100-450, #100-439, #100-448, #100-449, #100-567, #100-388, #100-421, #100-482 * Traded * #100-517)

- Veterans' Service Office (Junk #240-26)

6. Invoices – ****DELETE**** City of Port St. Joe (Beacon Hill Sewer Project * Billing #6 * \$42,427.25 * to be paid from Account #33035-81000, contingent upon receipt of funds from D.E.P.)

- Florida Department of Revenue – Reimbursement Invoice – Unemployment Tax (\$16,402.27 * to be paid from Account #21111-25000)

(End)

INVOICE CITY OF PORT ST. JOE – BEACON HILL SEWER PROJECT

Commissioner Peters motioned to approve item #6 (pages 29-36) that was pulled from the Consent Agenda. Commissioner Traylor seconded the motion, and it passed 4 to 0, with Commissioner Yeager abstaining due to a business relationship with Preble-Rish, Inc.

PUBLIC HEARING – P.D.R.B. RECOMMENDATIONS (OCTOBER 18, 2010)

The Board then considered the following recommendation from the October 18, 2010 meeting of the Planning & Development Review Board:

APPROVAL - SMALL SCALE MAP AMENDMENT – HODGES/LAYFIELD

Pursuant to advertisement to hold a public hearing to consider approval of a Small Scale Map Amendment for Hodges/Layfield (Parcel ID #03337-025R * S13, T5S, R11W

* 2.97 Acres), County Attorney McFarland read the public hearing notice and called for public comment. There being no public comment, Commissioner Traylor motioned to approve the Small-Scale Map Amendment, changing the land use from Agricultural to Residential as recommended by the Planning & Development Review Board. Commissioner Yeager seconded the motion, and it passed unanimously.

PRELIMINARY PLAT APPROVAL – PALMS AT MONEY BAYOU, LLC

Pursuant to advertisement to hold a public hearing to consider preliminary subdivision plat approval for Craig Donley (Parcel ID #03179-005R * 9.47 acres in S19, T9S, R10W), County Attorney McFarland read the public hearing notice and called for public comment. Tory Roberts of 194 Sweet Water Shores Drive appeared before the Board and discussed that his property is adjacent to this development at Money Bayou. He discussed various issues concerning this property. Commissioner Yeager discussed that there are a lot of issues concerning this property. After further discussion by members of the Board, Commissioner Traylor motioned to approve the preliminary subdivision plat of Palms at Money Bayou, LLC (a 9 lot subdivision), subject to all Federal, State and Local development regulations, both stated and unstated. Commissioner Williams seconded the motion, and it passed unanimously.

CONTRACT/ENGAGEMENT LETTER – AUDITOR SERVICES

County Attorney McFarland discussed that he pulled item #4 (pages 16-22) from the Consent Agenda, stating that a Notice of Bid Protest has been filed, and suggested that Chairman McLemore schedule a Special Hearing to hear the protest on the bid from the parties. Commissioner Peters motioned to approve the request to schedule a special hearing. Commissioner Yeager seconded the motion, and it passed unanimously.

T.D.C. LEGAL COUNSEL – DEEPWATER HORIZON OIL SPILL

County Attorney McFarland discussed that T.D.C. received the contract for representation on the Deepwater Horizon Oil Spill and requested permission for the Chairman to sign. Commissioner Peters motioned to approve this request. Commissioner Yeager seconded the motion, and it passed unanimously.

COUNTY JUDGE APPOINTMENT

County Attorney McFarland reported that he received notice today that he has been appointed as the County Judge for Gulf County effective January 1, 2011.

SHERIFF'S DEPARTMENT – HAUNTED HOUSE

Sheriff Nugent reminded everyone that the Sheriff's Office is having a Haunted House at the old Comforter Funeral Home in Wewahitchka on October 29th and 30th and invited everyone to attend; entry fee being one food item.

SHERIFF'S DEPARTMENT – RAFFLE

Sheriff Nugent discussed that the Sheriff's Department is selling raffle tickets for a swing to help the Gulf County Explorers and the Gulf County 4H.

CAPITAL IMPROVEMENT ELEMENT

Planner Richardson reported that the Capital Improvement Element will be presented at the next Board meeting for adoption.

CONTRACT – MEDICAL EXAMINER

Deputy Administrator Lanier requested approval of the 2010-2011 contract for the Medical Examiner, contingent upon County Attorney review. Commissioner Peters motioned to approve this request. Commissioner Williams seconded the motion, and it passed unanimously.

ECONOMIC DEVELOPMENT – REVOLVING LOAN PROGRAM

Chief Administrator Butler discussed the E.D.C. suggestions of the revolving loan program, stating that the Board must follow the rules set by E.D.A. for the revolving loan funds, and these rules are consistent with A.R.P.C.'s rules. Chief Administrator Butler suggested that the Board adopt the same rules at the next Board meeting.

REGIONAL TRANSPORTATION PLAN

Chief Administrator Butler stated that Commissioner Traylor will come off the Transportation Council and recommended that Commissioner Yeager serve as his replacement, with Commissioner Williams. Commissioner Williams motioned to approve this recommendation. Commissioner Traylor seconded the motion, and it passed unanimously. Commissioner Williams complemented Commissioner Traylor for his service on the Regional Transportation Council.

CONSOLIDATION SITE

Upon request by Chairman McLemore, Building Official Collinsworth gave an update on the consolidation site progress.

TRAVEL

Commissioner Williams requested permission for himself, Chief Administrator Butler and County Attorney McFarland to travel to Ft. Walton on November 4th to attend the Natural Resource Damage Assessment Team meeting; to Pensacola on November 8th to attend a meeting with the E.P.A. (Commissioner Williams only); and to Nassau County on November 17 through November 20 for the Legislative Conference. Commissioner Williams motioned to approve this request. Commissioner Yeager seconded the motion, and it passed unanimously.

PETERS PARK REPAIRS

Commissioner Peters reported that the cracks have been fixed at Peters Park on the basketball court. Building Official Collinsworth reported that he met with the contractor and it is now ready to be painted, stating that it will cost approximately \$1,295.00. Commissioner Peters stated that there is approximately \$600.00 left from this project, and motioned to pay approximately \$700.00 from the Parks and Recreation Fund. Commissioner Traylor seconded the motion, and it passed 4 to 1, with Commissioner Yeager voting no.

SERVICE RECOGNITION

Commissioner Peters discussed that as he and Commissioner Traylor end their careers as Commissioners, he would like to recognize Representative Jimmy Patronis and Representative Allen Boyd for their outstanding jobs to Gulf County.

Commissioner Traylor commended Representative Jimmy Patronis for his service to Gulf County.

DEPARTMENT OF CORRECTIONS

Chairman McLemore reported to the Board that the Secretary of the Department of Corrections announced today that they will be closing ten work camps.

Chairman McLemore called for public comment.

EXOTIC ANIMAL LICENSING

Jay Smith appeared before the Board and discussed the issue previously addressed on September 14, 2010, concerning exotic animal licensing, stating that he spoke with Diana Ferguson and F.W.C., and was informed that the issues have been resolved. Commissioner Williams thanked Mr. Smith, stating that he does have a license for exotic animals in Gulf County. Mr. Smith reported that he will work with the County in anyway, if needed.

C.R. 386 – STRIPPING

Tim Stein appeared before the Board and discussed a letter he previously submitted to the Board concerning the stripping on C.R. 386, stating that he feels that the County has a grave liability with what it is doing on our roads. He reported that the reflective paint no longer has any reflectivity, and the markers on the road are gone or do not reflect, stating that this is not the only highway in this County with this problem. Mr. Stein discussed the standing water after a rain on C.R. 386, stating that he has had several cars spin out in front of him in places where the water is standing. Mr. Stein

stated that he knows that the Board has read this letter, stating that if something does not happen, he will take to the State. Discussion followed by members of the Board. Commissioner Yeager reported that he would talk with Tommy Barfield from D.O.T. concerning this issue, and will report back to the Board.

AUDITOR SERVICES BID PROTEST

Chief Administrator Butler discussed the need to schedule a special meeting concerning the bid protest notice as soon as possible. Commissioner Traylor motioned to schedule the special meeting contingent upon advice from County Attorney McFarland. Commissioner Yeager seconded the motion, and it passed unanimously.

There being no further business, and upon motion by Commissioner Traylor, the meeting did then adjourn at 6:40 p.m., E.T.

**CARMEN L. MCLEMORE
CHAIRMAN**

**ATTEST:
REBECCA L. NORRIS
CLERK**